

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F038840      People v. Cunningham**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F038840      People v. Cunningham**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F037304      Weaver v. Brier-Northshore Dock Association et al.**

The judgment is affirmed. Respondents Weaver and Brier-Northshore Dock Association are awarded costs on appeal. Vartabedian, J.

We concur: Dibiaso, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F039455      Navarrete et al v. Terra Linda Farms et al.**

No brief having been filed by appellant after notice duly given under rule 17(a) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F036500      People v. Slack**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F035312      People v. McCoy**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

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**F038788      People v. Scott**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F038788      People v. Scott**

The place restriction condition of the judgment is modified to provide that appellant is not to be in, around or about anyplace known to him to be a place where any controlled substance is illegally sold, supplied, stored or present. As so modified, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F039246      In re Leobardo C., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F039246      In re Leobardo C.**

The judgment modified to reflect a finding of misdemeanor sexual battery (sec. 243.4, subd. (d)). The matter is remanded to the trial court to conduct a new dispositional hearing.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]